

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
NORTHERN DIVISION**

THE YELLOW CAB COMPANY; CHECKER
CAB ASSOCIATION, INCORPORATED;
SUN TAXICAB ASSOCIATION, LTD.;
SELECT CAB COMPANY, INC.; SUPERIOR
CAB COMPANY, INC.; SUPREME CAB
COMPANY, INC.; SERENE CAB
COMPANY, INC.; SENTINEL CAB
COMPANY, INC.; SCOUT CAB COMPANY,
INC.; YELLOW CAB ASSOCIATION, INC.;
SAFETY CAB COMPANY INC.; COAST
CAB COMPANY, INC.; SERVICE CAB
COMPANY, INC.; CIRCLE CAB COMPANY,
INC.; SUNRISE CAB COMPANY, INC.;
CLASSIC CAB COMPANY, INC.; CORDIAL
CAB COMPANY, INC.; CHOICE CAB
COMPANY, INC.; CHAMPION CAB
COMPANY, INC.; SKYLINE CAB
COMPANY, INC.; CENTRAL CAB
COMPANY, INC.; BELLE ISLE CAB
COMPANY, INCORPORATED; SECURE
CAB COMPANY, INC.; COLONIAL CAB
COMPANY, INC.; CENTURY CAB
COMPANY, INC.; GREEN TOMATO CARS
DC, LLC; BAR WOOD, INC.; SUPERTAXI,
INC.; KENNETH BUTLER; AHMED JIRDIE;
HARWINDER SINGH; TASHIN FARIDA,
INC.

Plaintiffs,

v.

UBER TECHNOLOGIES, INC.; MEKURIA
GEBREMARIAM; DEREJE GUGSA; AMDE
MESFIN

Defendants,

Civil Action No. 24C14004064OC

DEFENDANT UBER TECHNOLOGIES, INC.'S NOTICE OF REMOVAL

Defendants Uber Technologies, Inc. ("Uber"), Mekuria Gebremariam ("Gebremariam"), Dereje Gugsu ("Gugsu"), and Amde Mesfin ("Mesfin"), hereby remove the above-titled action to this Court. This action is within this Court's original jurisdiction and its removal, therefore, is proper under 28 U.S.C. §§ 1332, 1441, and 1446. Pursuant to 28 U.S.C. § 1446(d), Uber will serve copies of this Notice to Plaintiffs and will file copies of this Notice with Clerk the Circuit Court for Baltimore City, Maryland.

TIMELINESS OF REMOVAL

On July 3, 2014, Plaintiffs filed a Complaint in the Circuit Court for Baltimore City styled *The Yellow Cab Company et al. v. Uber Technologies, Inc. et al.*, Case No. 24-C-14-004064 (the "State Court Action"). Defendants Gebremariam and Gugsu received service of process on July 29, 2014, while Defendant Uber received service of process on July 30, 2014. Consequently, removal is timely under 28 U.S.C. § 1446(b) because fewer than thirty (30) days have elapsed since Gebremariam, Gugsu, and Uber received service of process of the Complaint. Pursuant to 28 U.S.C. § 1446(a), true and correct copies of all process, pleadings, and orders served upon Uber, Gebremariam and Gugsu in the State Court Action are attached hereto as Exhibit A. A true and correct copy of the Notice that was filed with the Clerk of the Circuit Court for Baltimore City, Maryland is attached hereto as Exhibit B.

JURISDICTION

The State Court Action is within the original jurisdiction of this Court. Plaintiffs are all stock corporations or limited liability companies with principal places of business in Maryland, the District of Columbia, and Illinois, or are individuals who reside in Maryland. Ex. A ¶¶ 9–40. Plaintiffs accordingly are citizens of Maryland, the District of Columbia, or Illinois. *See* 28

U.S.C. § 1332. Defendant Uber is and has remained at all times since the Complaint was filed a citizen of Delaware and California because it is a corporation organized under the laws of the State of Delaware with its principal place of business in San Francisco, California. *Id.* ¶ 41.

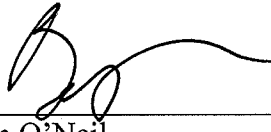
Therefore, all real parties in interest properly joined and served as defendants are not citizens of Maryland, the District of Columbia, or Illinois,¹ while all real parties in interest that are plaintiffs are.² On information and belief, the amount in controversy with respect to each properly joined Defendant exceeds \$75,000. As such, the State Court Action is properly removed to this Court under 28 U.S.C. § 1332(a). Finally, because the Circuit Court for Baltimore City, Maryland is located within the District of Maryland, Northern Division 28 U.S.C. § 100(1), this Notice of Removal is properly filed in this Court pursuant to 28 U.S.C. § 1441(a).

¹ Plaintiffs name Maryland citizens Gebremarian, Gugsu, and Mesfin as defendants in the State Court Action, but Plaintiffs do not attempt to recover against any of them. *See* Ex. A at 40 (seeking injunctive relief, compensatory damages, and reasonable attorneys' fees, interest, and costs against Defendant Uber, but not Gebremarian, Gugsu, or Mesfin). Therefore, Gebremarian, Gugsu, and Mesfin are not real and substantial parties to the alleged controversy and their citizenship does not affect this Court's jurisdiction.

² Delaware and Illinois citizen Super Taxi, Inc. purports to be a Plaintiff in the State Court Action, but it is only a party to this action in its capacity as "parent corporation of the Plaintiff Cab Companies and Plaintiff Cab Associations, with the exception of [Plaintiff] Barwood." Ex. A ¶ 36. It does not purport to have any interest in the State Court Action distinct from that of its subsidiaries, and thus does not have standing to sue Defendants and is not a real party in interest.

DATED: August 28, 2014

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

By 
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CERTIFICATE OF SERVICE

I hereby certify that on August 28, 2014, I served complete copies via hand delivery and

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